

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Tyrone Adams

Write the full name of each plaintiff.

16 CV 6534

(Include case number if one has been assigned)

-against-

AMENDED  
COMPLAINT  
(Prisoner)

City of New York, NYPD, Officer(s),

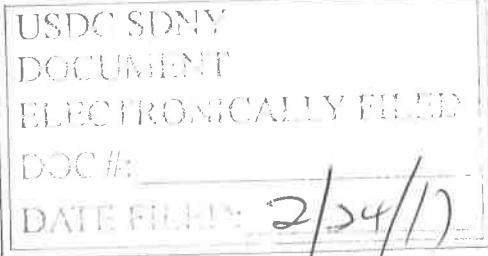
P.O. Albert Tirado shield no. 8141,

P.O. Stephen King shield no. 12382

Do you want a jury trial?

☒ Yes ☐ No

Write the full name of each defendant. If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed above must be identical to those contained in Section IV.



NOTICE

The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore not contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include only: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.

## I. LEGAL BASIS FOR CLAIM

State below the federal legal basis for your claim, if known. This form is designed primarily for prisoners challenging the constitutionality of their conditions of confinement; those claims are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants).

☒ Violation of my federal constitutional rights

☐ Other: \_\_\_\_\_

## II. PLAINTIFF INFORMATION

Each plaintiff must provide the following information. Attach additional pages if necessary.

Tyrone  
First Name

R  
Middle Initial

Adams  
Last Name

State any other names (or different forms of your name) you have ever used, including any name you have used in previously filing a lawsuit.

15A5013

Prisoner ID# (if you have previously been in another agency's custody, please specify each agency and the ID number (such as your DIN or NYSD) under which you were held)

Fishkill Corr. Facility  
Current Place of Detention

Box 1245  
Institutional Address

Dutchess County, Beacon, NY  
County, City State

12508  
Zip Code

## III. PRISONER STATUS

Indicate below whether you are a prisoner or other confined person:

☐ Pretrial detainee

☐ Civilly committed detainee

☐ Immigration detainee

☒ Convicted and sentenced prisoner

☐ Other: \_\_\_\_\_

IV. DEFENDANT INFORMATION

To the best of your ability, provide the following information for each defendant. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are identical to those listed in the caption. Attach additional pages as necessary.

Defendant 1:

Albert Tirado 8141  
First Name Last Name Shield #  
Police Officer  
Current Job Title (or other identifying information)  
1 Police Plaza rm. 1406  
Current Work Address  
New York, New York NY 10007  
County, City State Zip Code

Defendant 2:

Stephen King 12382  
First Name Last Name Shield #  
Police Officer  
Current Job Title (or other identifying information)  
1 police Plaza rm. 1406  
Current Work Address  
New York, New York NY 10007  
County, City State Zip Code

Defendant 3:

First Name Last Name Shield #  
Current Job Title (or other identifying information)  
Current Work Address  
County, City State Zip Code

Defendant 4:

First Name Last Name Shield #  
Current Job Title (or other identifying information)  
Current Work Address  
County, City State Zip Code

V. STATEMENT OF CLAIM

Place(s) of occurrence: Corner of E. 187<sup>th</sup> Beaumont ave

Date(s) of occurrence: May 6, 2015, 2:31 am.

FACTS:

State here briefly the FACTS that support your case. Describe what happened, how you were harmed, and how each defendant was personally involved in the alleged wrongful actions. Attach additional pages as necessary.

On May 6, 2015, on the corner of E. 187<sup>th</sup> st, Beaumont ave BX, NY 10458  
I was slammed into a wall. Arrested, Detained, charged and indicted  
On criminal charges that were never committed. Assault 3<sup>rd</sup>,  
And 3 counts of disorderly conduct. On May 6, 2015 at 2:31am  
As I exited the store located on Combsburg ave, E. 187<sup>th</sup> st  
walking towards a crowd I observed Officer(s) Tirado and King  
amongst two other officers run from between Prospect ave and  
Crotona ave E 187 st. Nearly two blocks away. It was neither my  
concern nor interest to why they were running. Until they rushed  
me, slammed me against the wall, twisting my wrist and force-  
fully cuffing me. Officer(s) Tirado and King then searched my  
person. Upon finding nothing they said they would release me  
or in worse case give me a (D.A.T.) Desk appearance ticket. I  
told the officer "this is bull" and you know it." Moments later  
a supervisor in a squad car appeared. After a brief convo  
with the officers, the supervisor said to "take me in." And  
then he drove off. Never being present at the scene. As I  
was taken into custody, I expressed my feelings on the  
matter. Officers told me not to worry and that I'll be home  
by morning. I later found out that I was charge with



multiple offenses. After sitting in County jail, the case was finally dismissed and all charges were dropped. But the embarrassment and shame of being arrested in front of my neighbors and family will remain forever. These act represent a pattern of events and policy demonstrated by the NYPD against plaintiff by Officer(s) Tirado and King. And have caused plaintiff further mental anguish as a result.

#### INJURIES:

If you were injured as a result of these actions, describe your injuries and what medical treatment, if any, you required and received.

I sustained a small gash to the left side of my forehead, when P.O Albert Tirado slammed me into the wall. P.O. Tirado and P.O King Forcefully restrained me. No sign of fleeing or resistance occurred on my behalf. No medical treatment was provided once requested. I also suffered mental trauma from the events in question. Had an asthma attack, due to an chronic condition. Didn't receive an inhaler until my arrival to County Jail.

#### VI. RELIEF

State briefly what money damages or other relief you want the court to order.

I want the courts to review complaint and order judgement for relief in my favor. Against the City of New York, New York Police Department and their Officer(s) P.O ALBERT TIRADO, P.O Stephen King. For False arrest, Malicious Prosecution, unlawful imprisonment Abuse of Due Process and 1<sup>st</sup> amend. Freedom of speech. I seek relief for compensatory and punitive damages for ~~my~~ mental, emotional and physical harm. Criminal action was terminated favorably to plaintiff. Pain and suffering.

## VI. RELIEF

Plaintiffs request an order declaring that the defendants have acted in violation of the United States Constitution.

Plaintiff prays for judgment in his favor and damages in his favor against all defendants in amount sufficient to compensate him for the pain and mental anguish suffered by him due to the deliberate indifference and intentional misconduct of defendants, but in no event less than \$3,000,000 dollars together with any future attorney's fees and cost, and such additional relief as the court may deem just and proper.

Respectfully submitted  
Tyrone [Signature]

## VII. PLAINTIFF'S CERTIFICATION AND WARNINGS

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I understand that if I file three or more cases while I am a prisoner that are dismissed as frivolous, malicious, or for failure to state a claim, I may be denied in forma pauperis status in future cases.

I also understand that prisoners must exhaust administrative procedures before filing an action in federal court about prison conditions, 42 U.S.C. § 1997e(a), and that my case may be dismissed if I have not exhausted administrative remedies as required.

I agree to provide the Clerk's Office with any changes to my address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

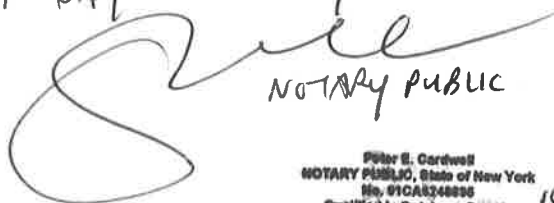
Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

February 14<sup>th</sup>, 2017  
Dated  
Tyrone R  
First Name Middle Initial  
Adams  
Last Name  
Fishkill Corr. Facility Box 1245  
Prison Address  
Dutchess County, Beacon, NY 12508  
County, City State Zip Code

Date on which I am delivering this complaint to prison authorities for mailing:

February 14<sup>th</sup>, 2017

SWORN TO BEFORE ME THIS  
14<sup>th</sup> DAY OF FEBRUARY 2017

  
NOTARY PUBLIC

Peter E. Cardwell  
NOTARY PUBLIC, State of New York  
No. 9106534685  
Qualified in Dutchess County  
Commission Expires September 26, 2019



RECEIVED  
SDNY DOCKET UNIT

2017 FEB 24 PM 3:24

Tyrone Adams 1545013  
Fishkill Corr. Facility  
1245  
Beacon, NY 12508

FISHKILL  
CORRECTIONAL  
FACILITY

"ATTN: PRO SE INTAKE UNIT"

United States District Court  
Southern District of New York  
The Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, New York 10007-1312

USM<sup>P3</sup>  
SDNY

Legal m  
02/24/2017  
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